



10-12-05

3764  
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In re Application of: Michael M. Arbuckle, et al

Group Art Unit: 3764

5 Application No.: 10/027,142

Filed: 12/26/2001

Examiner: Amerson, L.

For: Foldable Transportable Multiple Function Pilates Exercise Method and Apparatus

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Commissioner of Patents and Trademarks  
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Arlington, VA 22313-1450

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### AMENDMENTS AND RESPONSE TO OFFICE ACTION

#### Remarks

1. This AMENDMENTS AND RESPONSE TO OFFICE ACTION is in response to the  
20 Office Action mailed 7/12/2005.

2. Applicant notes that new claims 37-40 were previously added in Applicant's March  
12, 2005 Amendments and Response to Office Action, but were not cited in the July  
12, 2005 Office Action.

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#### **§102 Rejection of claims 28-29 based on Daleabout '834**

3. Applicant respectfully traverses the §102 rejection of claims 28 and 29 based on  
Daleabout (U.S. Patent No. 5,889,834).

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Daleabout teaches a treadmill that can be positioned near a wall so that its functional  
surface - a tread surface- can be folded vertically. In Daleabout, the entire functional  
surface is rotated upwards. Daleabout FIG 2A and description (at col 6, line 63 to col.  
7, line 6) describes this pivoting of the entire tread surface.

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The current invention is for a reformer where the functional surface is a rolling  
carriage mounted between rails, and where the rails may be folded approximately in  
half.